OVPE Docket No.: 50090-270

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE BEFORE THE BOARD OF PATENT APPEALS AND INTERFERENCES

Application of

Katsunobu HORI, et al.

Serial No.: 09/756,846

Filed: January 10, 2001

Group Art Unit: 2811

Examiner: H. Vu

For: SEMICONDUCTOR DEVICE HAVING A LAYERED WIRING STRUCTURE WITH HARD

MASK COVERING (AS AMENDED)

NOTICE OF APPEAL FROM THE PRIMARY EXAMINER TO THE BOARD OF APPEALS

Mail Stop AF Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Sir:

Applicants hereby appeal to the Board of Appeals from the decision dated January 14, 2003 of the

Primary Examiner finally rejecting claims 1-5 and 17.

Appeal Fee: \$\\$320.00

Not required (fee paid in prior appeal in this application).

Charge to Deposit Account No. 500417.

Check Enclosed.

07/15/2003 HDEMESS1 00000099 500417 09756846"

01 FC:1401 320.00 DA

Respectfully submitted,

MCDERMOTT, WILL & EMERY

Scott D. Paul

Registration No. 42,984

600 13th Street, N.W. Washington, DC 20005-3096 (202) 756-8000 SDP:mcm Facsimile: (202) 756-8087

Date: July 14, 2003

AF 180

Appen

PATENT

Adma 74